

**IN THE CIRCUIT COURT OF MINGO COUNTY, WEST VIRGINIA
BUSINESS COURT DIVISION**

**DAVID E. RUNYON and DEBRA BISHOP,
EXECUTOR OF THE ESTATE OF
DALLAS T. RUNYON, SR.
Plaintiffs,**

v.

**Civil Action No. 17-C-108
Presiding: Judge Young
Resolution: Judge Dent
and Senior Judge Wilkes**

**CITIZENS TELECOMMUNICATIONS
COMPANY OF WEST VIRGINIA;
FRONTIER WEST VIRGINIA, INC.; and
APPALACHIAN POWER COMPANY,
Defendants.**

ORDER

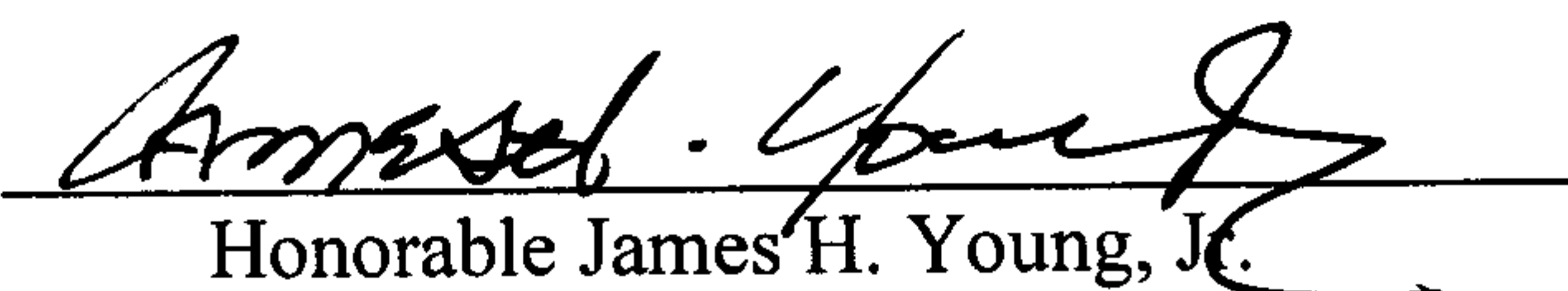
On the 29th day of November, 2021, this matter came on for telephonic hearing, pursuant to a West Virginia Trial Court Rule 5.04 Notice of Scheduling Conflict presented by Kenneth E. Webb, Jr., Counsel for Frontier West Virginia, Inc. Present, by phone, for the hearing were Ryan M. Donovan, Counsel for Plaintiff; Kenneth E. Webb, Jr., Counsel for Frontier West Virginia, Inc.; and W. Bradley Sorrells, Counsel for Appalachian Power Company.

The Court has reviewed the Notice of Scheduling Conflict, relevant rules and arguments of Counsel. Additionally, the Court has conferred with Ritchie County Circuit Judge Timothy Sweeney, pursuant to Rule 5.05. Accordingly, it is hereby ORDERED as follows:

1. Pursuant to Rule 5.02, the trial set in Ritchie County in Civil Action No. 18-C-17 takes priority over the discovery matters in the Mingo County, Business Court Division case, Civil Action No. 17-C-108.
2. That the depositions set by the Plaintiff for December 9, 2021 and December 10, 2021 may still be taken as scheduled.
3. That Frontier is relieved from the other scheduled discovery that conflicts with the Ritchie County Trial.
4. That the Court, as of the time of this ruling, does not have anything before it to amend the discovery deadlines; therefore, the deadlines for discovery remain the same.

All accordingly, which is **ORDERED** and **DECREED**.

Entered this 30 day of Nov, 2021


Honorable James H. Young, Jr.
Circuit Court Judge



TWENTY-FOURTH JUDICIAL CIRCUIT

WAYNE COUNTY, WEST VIRGINIA

POST OFFICE BOX 68

WAYNE, WEST VIRGINIA 25570

JAMES H. YOUNG, JR.

Judge

Telephone
304-272-6332
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304-272-6335

November 30, 2021

Lonnie Hannah, Circuit Clerk
Mingo County Courthouse
78 East Second Avenue, Room 232
Williamson, West Virginia 25661

RE: David E. Runyon, et al. vs. Citizens Telecommunications Company of West
Virginia, Civil Action No, 17-C-108

Dear Mr. Hannah:

Please find enclosed an original Order to be filed in the above-referenced matter, along with a self-addressed envelope in order that a **time-stamped copy can be returned to me**. Please forward to a copy to all parties of record.

If you need anything further, please contact me.

Sincerely,

A handwritten signature in cursive script that reads "Diana Fields".

Diana Fields
Secretary

Enclosures